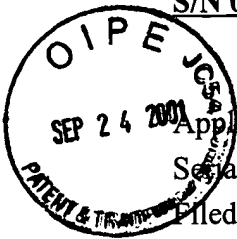


S/N 09/416,252

PATENT



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

| | | | |
|-------------|---|-----------------|------------|
| Applicant: | David R. Tushie et al. | Examiner: | Mary Wang |
| Serial No.: | 09/416,252 | Group Art Unit: | 2171 |
| Filed: | October 12, 1999 | Docket: | 457.003US3 |
| Title: | SYSTEM AND APPARATUS FOR SMART CARD PERSONALIZATION | | |

**REQUEST FOR RECONSIDERATION
OF DECISION ON PETITION UNDER 37 C.F.R. 1.181 TO WITHDRAW
HOLDING OF ABANDONMENT**

Technology Center 2100

SEP 27 2001

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BOX DAC
Commissioner for Patents
Washington, D.C. 20231

The Decision mailed July 20, 2001 denying Applicants' Petition Under 37 CFR 1.181 to Withdraw Holding of Abandonment has been received and reviewed. Applicants respectfully request that the decision be reconsidered, in view of Applicants' Substitute Petition to Withdraw Holding of Abandonment Based on Failure to Receive Office Action under 37 Cfr § 1.181(a) Or, in the Alternative, Petition to Revive Abandoned Application under 37 Cfr § 1.137(b) enclosed herewith.

In her Decision of July 20, 2001, Group Director Margaret A. Focarino stated,

Petitioner has not met the criteria set out in MPEP § 711.03(c). The 4 page listing, referred to as a "copy of the docket record", appears to be a computer generated report based on underlying records. **No assertion is found in the petition indicating that the copy of the docket record provided represents the record or report "where the nonreceived Office communication would have been entered had it been received."** (Emphasis added.)

The attached Substitute Petition includes an assertion in accordance with rule 711.03(c), and is now believed to be in condition to be granted. Such action is respectfully requested.

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OFFICE OF PETITIONS

REQUEST FOR RECONSIDERATION

Serial Number: 09/416,252

Filing Date: October 12, 1999

Title: SYSTEM AND APPARATUS FOR SMART CARD PERSONALIZATION

Page 2

Dkt: 457.003US3

It is believed that no further fees are due for the filing of this Request and Substitute Petition. However, if additional fees are deemed to be due, they may be charged to the undersigned's Deposit Account No. 19-0743.

Respectfully submitted,

DAVID R. TUSHIE ET AL.

By their Representatives,

SCHWEGMAN, LUNDBERG, WOESSNER & KLUTH, P.A.

P.O. Box 2938

Minneapolis, MN 55402

(612) 349-9592

Date 9/20/2001

By Owen J. Gamon
Owen J. Gamon
Reg. No. 36,143

CERTIFICATE UNDER 37 CFR 1.8: The undersigned hereby certifies that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail, in an envelope addressed to: Commissioner of Patents, Washington, D.C. 20231, on this 20th day of September, 2001.

Candis B. Buending
Name

Candis B. Buending
Signature

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OFFICE OF PETITIONS



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: David R. Tushie et al.

Title: SYSTEM AND APPARATUS FOR SMART CARD PERSONALIZATION

Docket No.: 457.003US3

Serial No.: 09/416,252

Filed: October 12, 1999

Due Date: September 20, 2001

Examiner: Mary Wang

Group Art Unit: 2171

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OFFICE OF PETITIONS

BOX DAC

Commissioner for Patents
Washington, D.C. 20231

We are transmitting herewith the following attached items (as indicated with an "X"):

- ☒ A return postcard.
- ☒ Request for Reconsideration of Decision on Petition Under 37 CFR 1.181 to Withdraw Holding of Abandonment (2 Pages).
- ☒ Substitute Petition to Withdraw Holding of Abandonment (2 pgs), with 4-page exhibit: "Office Actions Received 6/16/2001 - 9/16/2001"; Amendment and Response Under 37 CFR 1.111, including Abstract on a separate sheet, a copy of the Abstract as originally filed, and a copy of return postcard for Abstract.

Please consider this a PETITION FOR EXTENSION OF TIME for sufficient number of months to enter these papers and please charge any additional required fees or credit overpayment to Deposit Account No. 19-0743.

SCHWEGMAN, LUNDBERG, WOESSNER & KLUTH, P.A.
P.O. Box 2938, Minneapolis, MN 55402 (612-373-6900)

By: Owen J. Gamon
Atty: Owen J. Gamon
Reg. No. 36,143

CERTIFICATE UNDER 37 CFR 1.8: The undersigned hereby certifies that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail, in an envelope addressed to: BOX DAC, Commissioner for Patents, Washington, D.C. 20231, on this 20th day of September, 2001.

Name Candis B. Buending

Signature Candis Buending

Customer Number 21186

SCHWEGMAN, LUNDBERG, WOESSNER & KLUTH, P.A.
(GENERAL)

P.O. Box 2938, Minneapolis, MN 55402 (612-373-6900)

In re Patent Application of: David R. Tushie et al.
Title: SYSTEM AND APPARATUS FOR SMART CARD PERSONALIZATION
Attorney Docket No.: 457.003US3

Receipt is hereby acknowledged for the following in the United States Patent and Trademark Office: CON

CONTENTS: UTILITY PATENT APPLICATION (CONTINUATION): Specification (41 pgs, including claims numbered 1 through 24 and a 1 page Abstract); Formal Drawing(s) (18 sheets); Copy of signed Combined Declaration and Power of Attorney (3 pgs) from prior application; Check in the amount of \$419.00 to pay the filing fee; Information Disclosure Statement (1 pgs); Form 1449 (1 pgs); Preliminary Amendment (5 pgs); return postcard and transmittal sheet.

EXPRESS MAIL LABEL NO. EM287846260US
Mailed: Oct. 12, 1999
MES/cbb
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JC598 U.S. PTO
09/416252
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